IN RE: PETITION FOR RESIDENTIAL * BEFORE THE DEPUTY ZONING VARIANCE W/S Beau Mondes Court, 950 ft. * ZONING COMMISSIONER SW of c/l Nicodemus Road 6 Beau Mondes Court * OF BALTIMORE COUNTY 4th Election District * Case No. 94-234-A 3rd Councilmanic District Raymond I. Groszkowski, et ux Petitioners

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by Raymond 1. Groszkowski, and Judith M. Groszkowski, his wife, for that property known as 6 Beau Mondes Court in the Reisterstown section of Baltimore County. The Petitioner/property owners herein seek a variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to allow a side yard setback of 42 ft. in lieu of the required 50 ft. for an addition, as more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Nection 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the

B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE. IT IS ORDERED by the Zoning Commissioner for Baltimore County this $\frac{24\%}{6}$ day of January, 1994 that the Petition for a Zoning Variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to allow a side yard setback of 42 ft., in lieu of the required 50 ft., for an addition, in accordance with Petitioners' Exhibit No. 1, be and is hereby GRANTED, subject, however, to the following restriction which are conditions precedent to the relief granted herein:

> 1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

> > -3-

CERTIFICATE OF POSTING

Deputy Zoning Commissioner for Baltimore County

Printed on Recycled Paper

	Politicas: ITG recond & Judith 62052 Kowski
	Location of property: 6 Lean Monde Ch W/s
	Location of Store Freing roodway or property bring mynd
	Remarks:
8	Posted by
•	Number of Classes /

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative //arrance at the above address: (indicate hardship or practical difficulty)
SEE ATTACHED**** Doe to five growing children and
their various activities (sports, computers, musical
instruments and pets) the existing structure is
extremely cramped living quarters. We work
in the area and do not wish to move, therefore, the
most feasible alternative is adding on I have
notified all my neighbors and no one objects.
1

Affidavit in support of Administrative Variance

Reisterstown, MD. 21136

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to

testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at 6 Beau Mondes ct.

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee a may be required to provide additional information.

Raymond I. Groszkowski STATE OF MARYLAND, COUNTY OF BALTIMORE, to will

I HEREBY CERTIFY, this 2 day of December 1983, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared Roymond I frosekowske and Lidth & Grusekowsk, the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made onth in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.

147/83

Zoning Administration & Development Management

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

Suite 113 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

January 24, 1994

Mr. and Mrs. Raymond I. Groszkowski 6 Beau Mondes Court Reisterstown, Maryland 21136

> RE: Petition for Administrative Zoning Variance Case No. 94-234-A Property: 6 Beau Mondes Court

Dear Mr. and Mrs. Groszkowski:

Enclosed please find the decision rendered in the above captioned case. The Petition for an Administrative Variance has been granted, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

EXAMPLE 3 - Zoning Description - 3 copies

Three copies are required. Copies of deeds cannot be used in place of this

ZONING DESCRIPTION FOR 6 Beas Mondes of

centerline of the nearest improved intersecting street Nicolemus (d

_____, Section #_____ in the subdivision of

*If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed

directions (metes and bounds only) here and on the plat in the

Liber 5906, Folio 77 " and include the measurements and

(number of feet of right-of-way width)

description. Use this fill-in format provided whenever possible; otherwise, type or

qso's.w of (number of feet) (north, south, east or west)

94-234-A

Councilmanic District 3

as recorded in Baltimore County Plat

Very truly yours. Timothy M. Kotroco Deputy Zoning Commissioner

print on 8-1/2" x 11" sheet.

(street on which property fronts)

wide at a distance of

Election District 4



Contract Purchaser/Lessee

(Type or Print Name)

(Type or Print Name)

Petition for Administrative Variance to the Zoning Commissioner of Baltimore County for the property located at 5 Beau Mondes ct., Reisterstown

This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County arid which is described in the description and plat attached

hereto and made a part hereof, hereby petition for a Variance from Section(s) 1AC4. 3.8.3 BEZR TO PERMIT A SIDE TARD SETTACK OF 421 W CILL OF THE REDUIRCE SIL.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following reasons, (indicate hardship or practical difficulty)
Owner works nearby and wishes to stay in school district; Also five children and two adults are sharing four bedrooms.

Property is to be posted and adv I, or we, agree to pay expenses of above be bound by the zoning regulations and

intance advertising principles of Baltimore	osting leto lupon filing of this petition, and further agree to and are to County adopted pursuant to the Zoning Law for Baltimore Courty	
	MVE is instancely declare and affirm under the penames of per include that we are seeds contents, of the property after a the subject of the property.	•
	ega / wrens	
	Raymond I. Groszkowski	
	Judith 11. Groszkowski	
Z tórise	6 Beau Mondes of	
•	Andress 833-9272	
	Reisterstown, md. 21136_ On State Frame Address and characteristic of recreament at the rest instant	
·	George C Outten Jr,	
7 tx 199 e	5521 Emory rd. 833-0592	

A Public Hearing having been requested and/or found to be required if is ordered, by the Curring Commissioner of \$although Courts, this in it does the Curring Commissioner of \$although Courts, this in it does the Curring Commissioner of \$although Courts, this in its does the Curring Commissioner of \$although Courts, this in its does not be required. that the subject matter of this petition be set for a public hearing, lad vertised, acreatived by the Zoning Regulations of Batteriore County, in two reincoapers, if general circulation, throughout Batteriore County, and that the property periepoited.

Zoning Commissioner of Bartimore Collect

(410) 887-3353

REVIEWED BY

^	DATE	17	t. 12	Profed with Soybean Int
	1 2	- 64	್ರ ಕುಶ 	Printed with Soybean Ins. on Recycled Paper

		Baltimore County Government Office of Zoning Administration and Development Management
West Chesapeako wson, MD 21204	94- c Avent	-234-A
	<u>ZONIN</u>	(410) 8 IG HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES
which which as:	ch is ch requisign on	County Zoning Regulations require that notice be given to all public/neighboring property owners relative to property the subject of an upcoming zoning hearing. For those petitions uire a public hearing, this notice is accomplished by posting the property and placement of a notice in at least one of general circulation in the County.
GCA6	er ctell	ce will ensure that the legal requirements for posting and ng are satisfied. However, the petitioner is responsible for associated with these requirements.
PAYI	MENT W	TILL BE MADE AS FOLLOWS:
	1)	Posting fees will be accessed and paid to this office at the time of filing.
t	2)	Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.
NO	N-PAYM	MENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.
		Call falle

or newspaper advertising:	
tem No.: 237	
etitioner: RAY GROSZ Kowski	
ocation: 6 BEAN MONNES CL. REISTERS M. M.	<u>.</u> 2 = 36
EASE FORWARD ADVERTISING BILL TO:	
ME:	
ODRESS:	_
	
ONE NUMBER: 833-9272	

(Revised 04/09/93)

Example of metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

correct location.

Baltimore County Government Office of Zoning Administration and Development Management

111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

January 3, 1991

Mr. and Mrs. Raymond I. Grostkowski o Beau Mondes Court Reisterstown, Maryland 21136

> RE: Case No. 94 /31-A, Item No. /3/ Petitioner: Raymond L. Groszkowski, et ux Petition for Administrative Variance

Dear Mr. and Mrs. Groszkowski:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above referenced petition. The attached comments from each reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning commissioner, attorney and or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

Enclosed are all comments submitted thus far from the members of ZAC that offer or request information on your petition. If additional comments are received from other members of ZAC, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on December 8, 1993, and a hearing was scheduled accordingly.

The following comments are related only to the filing of future coming petitions and are aimed at expediting the petition filing process with this office.

1. The director of Coming Administration and Development Management has instituted a system whereby seasoned zoning attorneys who toel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions filing requirements can file their petitions with this office without the necessity of a preliminary review by zoning personnel.

State Highway Administration

O. James Lighthizer Hal Kassoff Administrator

1176 43

(410) 887-3353

Ms. Charlotte Minton Zoning Administration and Development Management County Office Building Room 109 111 W. Chesapeake Avenue

Re: Baltimore County Item No.: $4 - 2 \cdot 7 \left(3 \in \mathbb{N} \right)$

Towson, Maryland 21204 Dear Ms. Minton:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not effected by any State Highway Administration project.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

John Contestabile, Chief **Engineering Access Permits**

My telephone number is ______

Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717 Street Address: 707 North Calvert Street • Baltimore, Maryland 21202

942344 1/10

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director Zoning Administration and Development Management

DATE: September 22, 1993

FROM: Pat Keller, Deputy Director Office of Planning and Zoning

Petitions from Zoning Advisory Committee

The Office of Planning and Zoning has no comments on the following petition(s):

Items No. 226, 227, 238, 234, 237, 238, 239, 240, 242, and 244

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

ZAC.226/PZONE/ZAC1

PK/JL:lw

Baltimore County Government Office of Zoning Administration and Development Management



111 West Chesapeake Avenue Towson, MD 21204

NOTICE OF CASE NUMBER ASSIGNMENT

Raymond and Judith Groszkowski 6 Beau Mondes Court Reisterstown MD 21136

CASE NUMBER: 94-234-A (Item 237) 6 Beau Mondes Court W/S Beau Mondes Court, 950' SW of c/l Nicodemus Road 4th Election District - 3rd Councilmanic

Please he advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before December 26, 1993. The closing date (January 10, 1994) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).

3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Printed with Beyteen Ind on Recycled Paper

BALTIMORE COUNTY, MARYLAND

ANTER OFFICE COPPERPONDENCE

TO: Arnold Jablon, Director DATE: December 23, 1993 Zoning Administration and Development Management

Pat Keller, Deputy Director Office of Planning and Zoning

Petitions from Moning Advisory Committee

The Office of Planning and Zoning has no comments on the following petition(s): Items No. 226, 227, 238, 234, 237, 238, 239, 240, 242, and 244

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

Prepared by: Division Chief:

PK/JL:lw

ZAC.226/PZONE/ZAC1

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property. 7. The Fire Prevention Bureau has no comments at this time.

RE: Property Owner: RAYMOND I. GROSZKOWSKI & JULITH M. GROSZKOWSKI

LOCATION: W/S BEAU MONDES CT.,950' OW OF CENTERLINE NICOLEMON PD.

Zoning Agenda: ADMIN, VARIANCE

Baltimore County Government

Fire Department

700 East Joppa Road, Suite 901

Towson, MD 21286 5500

Zoning Administration and Development Management

Baltimore County Office Building

(6 BEAU MONDES COURT)

Arnold Jablon

Towson, MD 21204

Item No.: 237 (JCM)

Director

Gentlemen:

14 Mar 200 1 1 20 1

REVIEWER: LT. ROBERT P. SAUERWALD Fire Prevention, PHONE 887-4881, MS-1102F

cc: File

Printed on Recycled Paper





